



# County of Los Angeles **CHIEF EXECUTIVE OFFICE**

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WILLIAM T FUJIOKA  
Chief Executive Officer

May 20, 2008

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: ACCEPTANCE OF  
PUBLIC WORKS CONTRACTS  
(SUPERVISORIAL DISTRICTS 1 AND 5)  
(3 VOTES)**

**SUBJECT**

This action is to ratify changes in work and accept completed public works construction contracts in the City of Pomona and in the unincorporated community of Altadena.

**IT IS RECOMMENDED THAT YOUR BOARD:**

Ratify changes in work and accept completed contract work under the following construction contracts:

- Project ID No. RMD1546041 - Parkway Tree Trimming - Fast Growth, RD 514, FY 2006-07, to trim parkway trees, in the unincorporated community of Altadena (5), Trimming Land Co., Inc., with changes amounting to a credit of \$12,625.00, and a final contract amount of \$176,743.00.
- Project ID No. TRN0000012 - Fairplex Park and Ride Improvements, to resurface parking lot pavement and construct picket rail fence, City of Pomona (1), C.S. Legacy Construction, Inc., with a final contract amount of \$905,106.00.

Board of Supervisors  
GLORIA MOLINA  
First District

YVONNE B. BURKE  
Second District

ZEV YAROSLAVSKY  
Third District

DON KNABE  
Fourth District

MICHAEL D. ANTONOVICH  
Fifth District

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended action is to obtain your Board's ratification of Acting Director of Public Works-approved changes in a public works contract and your Board's acceptance of the work of the contract in compliance with the provisions of the Public Contract Code. Included in the attachments are project and contract data, the scope of work of changes to be ratified, and the work of the contract to be accepted.

The Acting Director of Public Works has been authorized by your Board to order changes in work up to \$10,000 for construction contracts. Changes to accommodate field conditions in order to meet the intent of the plans and specifications are not subject to this monetary limitation. Attached for your ratification are changes in work, which the Acting Director of Public Works ordered for Project ID No. RMD1546041.

The projects have been completed, and it is recommended that your Board accept them on the date indicated in the attachments.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs that we provide Service Excellence (Goal 1) and Community Services (Goal 6). Acceptance of these contracts completes the work to improve infrastructure and enhance the quality of life in the affected communities.

### **FISCAL IMPACT/FINANCING**

The modification to one contract amount is a credit of \$12,625.00, while the total values of the contracts are \$176,743.00 and \$905,106.00.

Ratification of the changes in work and acceptance of the work of the respective contracts by your Board is in compliance with the acceptance and prompt payment provisions of the Public Contract Code.

Sufficient funds are available in the Board-approved appropriations for each of the respective projects to cover the total value of each of the contracts. Detailed cost breakdowns for each of the changes together with contract cost summaries are included in the attachments.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

Each of these contracts for the construction of public works improvements was awarded by your Board to the lowest responsible bidder in accordance with the California Public Contract Code, your Board's directives, and as recommended by the Acting Director of Public Works or his designee.

### **ENVIRONMENTAL DOCUMENTATION**

The changes in the work as described above and in the attachments are within the limits of the Board-approved projects and do not change any conditions which resulted in the original environmental findings.

### **CONTRACTING PROCESS**

Each contract provided that the contractor be compensated for changes in the work as a result of changes to the original plans and specifications or changed conditions encountered during the course of construction. The costs of these changes were based on contract unit prices, time and materials methods, or were negotiated under the provisions of the contract specifications. The methods for arriving at the final costs of the changes are included in the attachments.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Ratification of the requested changes and acceptance of the work of the contracts by your Board will ensure the timely closeout of the respective contracts, releasing Departmental and County assets for other construction-related activities.

The Honorable Board of Supervisors  
May 20, 2008  
Page 4

**CONCLUSION**

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

WILLIAM T FUJIOKA  
Chief Executive Officer

WTF:DDE  
JTS:en

Attachments (2)

c: County Counsel  
Office of Affirmative Action Compliance

ACCEPTANCE OF CONTRACT  
May 20, 2008

PROJECT ID NO. RMD1546041 - PARKWAY TREE TRIMMING - FAST GROWTH,  
RD 514, FY 2006-07 (in the unincorporated community of Altadena),  
Supervisory District 5

Contractor: Trimming Land Co., Inc., 10513 Dolores Avenue, South Gate,  
California 90280

Project Description:

Trimming of parkway trees.

Project Completion Date:

The contractor completed the project on March 12, 2008, in accordance with the plans and specifications.

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The changes resulted in a credit to the contract in the amount of \$12,625.00.

Final Contract Amount:

|  |                         |
|--|-------------------------|
| Original contract amount   | \$189,368.00            |
| Changes in work authorized by the Acting Director<br>of Public Works | <u>(12,625.00)</u>      |
| <br>FINAL CONTRACT AMOUNT  | <br><u>\$176,743.00</u> |

RE:en

ACCEPTANCE OF CONTRACT  
May 20, 2008

PROJECT ID NO. TRN0000012 - FAIRPLEX PARK AND RIDE IMPROVEMENTS  
(City of Pomona), Supervisorial District 1

Contractor: C.S. Legacy Construction, Inc., 13263 Yorba Avenue, Chino,  
California 91710

Project Description:

Resurfacing of parking lot pavement; construction of landscaping, irrigation, and picket rail fence; installation of striping and pavement markings and signs; and the performance of other appurtenant work.

Project Completion Date:

The contractor completed the project on August 30, 2007, ten days after the required completion date. The delay in forwarding this letter to your Board was due to the length of time required by the contractor to furnish the documentation necessary to close out the contract.

The project specifications provide for the assessment of liquidated damages of \$500.00 for each calendar day beyond the contract completion date; therefore, we assessed liquidated damages in the amount of \$5,000.00.

Final Contract Amount:

|  |                         |
|--|-------------------------|
| Original contract amount   | \$883,851.00            |
| Actual costs of changes in work previously<br>approved by your Board | 26,255.00               |
| Deduction for Liquidated Damages                                     | <u>(5,000.00)</u>       |
| <br>FINAL CONTRACT AMOUNT  | <br><u>\$905,106.00</u> |

EL:en